

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12521 of 2015

Arising Out of PS.Case No. -473 Year- 2014 Thana -BHABHUA District- BHABHUA (KAIMUR)

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Jitendra Kumar Singh @ Jitendra Pratap Singh S/o Late Satendra Pratap Singh Resident of Village Kanta, P.S. Saidraja, District Chandauli (U.P.).
At present Village Akhlaapur, P.S. Bhabhua, District Kaimur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jogendra Kumar

For the Opposite Party/s : Mr. Sanjay Kr.Panday(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 07-05-2015 The petitioner is apprehending his arrest in connection with 473/2014 instituted under Sections 147, 148, 149, 323, 325, 379 and 307 of the Indian Penal Code and Section 27 of Arms Act, pending in the court of learned C.J.M., Kaimur at Bhabua.

Heard learned counsel for the petitioner and the State.

The prosecution story, in brief, is that the informant getting boundary wall constructed over his land in the meantime all the accused persons turned up there and this petitioner- Jitendra Kumar Singh shot from his pistol causing firearm injury on his right jaw, thereafter Narendra Pratap Singh shot from his pistol which passed brushing his head and another shot fire by Gyanendra Pratap Singh but the informant ducked, Gyanendra Pratap Singh also snatched his licensee pistol, his brother and

others turned up then they escaped away.

It has been submitted on behalf of the petitioner that the petitioner has falsely been implicated in this case out of land dispute, which has been pending between the parties. There is Title Suit No. 158/2013 is also pending between the parties.

It is submitted on behalf of the State and the informant that there is specific allegation of firing against the petitioner causing injury to the informant.

Considering the aforesaid facts, I am not inclined to grant anticipatory bail to the petitioner. The prayer for anticipatory bail of the petitioner is rejected.

If the petitioner surrenders in the court below within a period of four weeks and seek regular bail, the same shall be considered on its own merit, taking into account that there is admitted land dispute between the parties, without being prejudiced by this order of rejection.

(Sudhir Singh, J)

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